

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIACIVIL CASE INFORMATION STATEMENT
(Civil Cases Other than Domestic Relations)**FILED****I. CASE STYLE:****Plaintiff(s)**

The Jacobe Company and

The J. Hoke Company

Case No. 18-P-25

Judge: Jabi

2018 JAN 23 P 3:45

CATHY S. GATSON, CLERK
KANAWHA COUNTY CIRCUIT COURT

vs.

Defendant(s)

James C. Justice, II

Name

302 South Jefferson Street

Street Address

Roanoke, Virginia 24011

City, State, Zip Code

Days to

Answer

Type of Service

30

U.S. Mail

II. TYPE OF CASE:

- | | |
|--|---|
| <input type="checkbox"/> General Civil | <input type="checkbox"/> Adoption |
| <input type="checkbox"/> Mass Litigation [As defined in T.C.R. 26.04(a)] | <input type="checkbox"/> Administrative Agency Appeal |
| <input type="checkbox"/> Asbestos | <input type="checkbox"/> Civil Appeal from Magistrate Court |
| <input type="checkbox"/> FELA Asbestos | <input type="checkbox"/> Miscellaneous Civil Petition |
| <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Mental Hygiene |
| <input type="checkbox"/> Habeas Corpus/Other Extraordinary Writ | <input type="checkbox"/> Guardianship |
| <input checked="" type="checkbox"/> Other: Domesticate Foreign Judgment | <input type="checkbox"/> Medical Malpractice |

III. JURY DEMAND: Yes No CASE WILL BE READY FOR TRIAL BY (Month/Year): N/A

**IV. DO YOU OR ANY
OF YOUR CLIENTS
OR WITNESSES
IN THIS CASE
REQUIRE SPECIAL
ACCOMMODATIONS?**

 Yes No**IF YES, PLEASE SPECIFY:**

- | |
|--|
| <input type="checkbox"/> Wheelchair accessible hearing room and other facilities |
| <input type="checkbox"/> Reader or other auxiliary aid for the visually impaired |
| <input type="checkbox"/> Interpreter or other auxiliary aid for the deaf and hard of hearing |
| <input type="checkbox"/> Spokesperson or other auxiliary aid for the speech impaired |
| <input type="checkbox"/> Foreign language interpreter-specify language: _____ |
| <input type="checkbox"/> Other: _____ |

Attorney Name: James W. Lane, Jr.

Firm: Flaherty Sensabaugh Bonasso, PLLC

Address: 200 Capitol Street, Charleston, WV 25301

Telephone: (304) 205-6373

Representing:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Plaintiff | <input type="checkbox"/> Defendant |
| <input type="checkbox"/> Cross-Defendant | <input type="checkbox"/> Cross-Complainant |
| <input type="checkbox"/> 3rd-Party Plaintiff | <input type="checkbox"/> 3rd-Party Defendant |

 Proceeding Without an AttorneyOriginal and 3 copies of complaint enclosed/attached.Dated: 1/123/2018Signature: James W. Lane

SCA-C-100: Civil Case Information Statement (Other than Domestic Relations)

PYMT Type K
 Rcp# 5582077 \$200 \$135
 Iss. Sum. + cc No Sum. Iss.
X \$20cm X
 Ret. to Atty. X
 Mailed CM/RM \$5 clk X
 Mailed to sos w/ck# _____
 Sent to _____ w/ck# _____ \$15 mdf X

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

FILED

THE JACOBE COMPANY, LLC, and
THE J. HOKE COMPANY, LLC,
Plaintiffs,

v.

JAMES C. JUSTICE, II,
Defendant.

2018 JAN 23 P 3:45

CATHY S. GATSON, CLERK
KANAWHA COUNTY CIRCUIT COURT

Civil Action No. 18-P-25

Judge Tabit

NOTICE OF FILING FOREIGN JUDGMENT

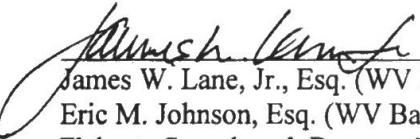
Notice is hereby given that The Jacobe Company, LLC and the J. Hoke Company, LLC, by counsel, filed a foreign judgment in the Circuit Court of Kanawha County, West Virginia, on or about January 23, 2018.

The name and address of the judgment creditors are: The Jacobe Company, LLC, 549 Londonderry Rd., Harrogate, TN 37752; and The J. Hoke Company, LLC, 549 Londonderry Rd., Harrogate, TN 37752.

The name and last known addresses of judgment debtor, James C. Justice, II, is: 302 South Jefferson Street, Roanoke, Virginia 24011.

On February 21, 2014, the Commonwealth of Kentucky, Fayette Circuit Court-Civil Branch entered an Agreed Judgment in favor of The Jacobe Company, LLC and the J. Hoke Company, LLC, and against James C. Justice, II, in the principal and interest amount of \$9,487,937.34 together with interest on the unpaid balance thereof, from and after February 9, 2014, at the rate of 12% per annum, compounded annually, and for past attorneys' fees in the amount of \$15,000.00 and any reasonable attorneys' fees and costs incurred in enforcing Plaintiffs' rights under the judgment.

If you are a citizen of West Virginia, you shall be entitled to the same exemption from execution, attachment or seizure and sale as a citizen of the State of Kentucky, where the original judgment was entered.


James W. Lane, Jr., Esq. (WV Bar #6483)

Eric M. Johnson, Esq. (WV Bar #13001)

Flaherty Sensabaugh Bonasso PLLC

200 Capitol Street
Charleston, WV 25301
304.205-6373

jlane@flahertylegal.com

*Counsel for The Jacobe Company, LLC and
The J. Hoke Company, LLC.*

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

FILED
MD

THE JACOBE COMPANY, LLC, and
THE J. HOKE COMPANY, LLC,
Plaintiffs,
v.

2018 JAN 23 P 3:46

CATHY S. GATES, CLERK
KANAWHA COUNTY CIRCUIT COURT

Civil Action No. 18-P-25

JAMES C. JUSTICE, II,
Defendant.

AFFIDAVIT AS TO FOREIGN JUDGMENT

I, Patricia Howard, the Controller for The Jacob Company, LLC and The J. Hoke Company, LLC, do hereby solemnly swear:

1. The name and post office address of the judgment creditors are: The Jacob Company, LLC, 549 Londonderry Rd., Harrogate, TN 37752; and The J. Hoke Company, LLC, 549 Londonderry Rd., Harrogate, TN 37752.
2. The name and last known address of judgment debtor, James C. Justice, II, is: James C. Justice Company, Inc. and Affiliates, 302 S. Jefferson Street, Suite 600, Roanoke Virginia 24011.

Dated: January 25th, 2018.

Patricia Howard
Patricia Howard

STATE OF Tennessee:
COUNTY OF Maiborne:

Taken, subscribed and sworn to before me by Patricia Howard on January 25th, 2018, in
Harrogate, Tennessee.

My commission expires: 10/20/2020.

Notary Public: Liza Crutcher

AOC-065

Rev. 7-13

Page 1 of 1

Commonwealth of Kentucky
Court of Justice www.courts.ky.gov
28 U.S.C. Sec.1738; FRCP Rule 44



CERTIFICATION ACT
OF CONGRESS

(FOR OUT OF STATE USE)

County Fayette

UNITED STATES OF AMERICA

STATE OF KENTUCKY,

SS.

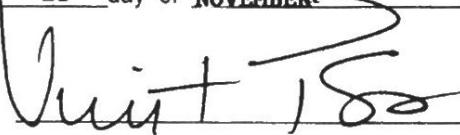
Fayette County

I, Vincent Riggs, Clerk of Fayette Circuit Court, in and

for the State and County aforesaid, do hereby certify that the foregoing is a full, true and correct copy of
**THE AGREED JUDGMENT ENTERED 2-21-14 ACTION NO: 14-CI-139, THE JACOBE COMPANY V.
JAMES JUSTICE, II.**

in the above-styled case, as appears of record in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the Court aforesaid,
at the city of Lexington, this 28 day of NOVEMBER, 2017.


Vincent Riggs Clerk

STATE OF KENTUCKY,

SS.

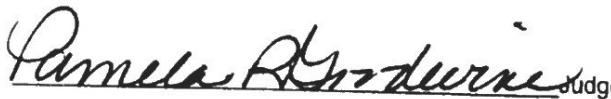
Fayette County

I, Pamela Goodwine, Judge of the Fayette Circuit Court

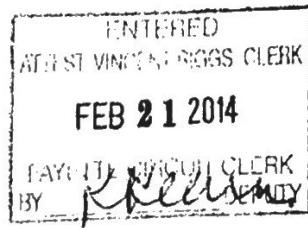
in the State and County aforesaid, do certify that Vincent Riggs, who has
signed the foregoing certificate, is, and was at the time of same, Clerk of said Court, duly elected or appointed
and qualified; that all his/her official acts as such are entitled to full faith and credit, and that his/her foregoing
attestation is in due form of law.

GIVEN UNDER MY HAND, at the City of Lexington,

this 28 day of NOVEMBER, 2017.


Pamela Goodwine Judge

**COMMONWEALTH OF KENTUCKY
FAYETTE CIRCUIT COURT
CIVIL BRANCH
NO. 14-CI-0139
4th DIVISION**



**THE JACOBE COMPANY, LLC, and
THE J. HOKE COMPANY, LLC**

PLAINTIFFS

v.

AGREED JUDGMENT

JAMES C. JUSTICE, II

DEFENDANT

** ** ** ** ** **

By Agreement of Plaintiff, The Jacobe Company, LLC and Plaintiff, The J. Hoke Company, LLC, by counsel and Defendant, James C. Justice, II, as evidenced by the signatures set forth below and in substitution, nunc pro tunc for the Judgment by Default entered herein on February 11, 2014, and the Court being otherwise duly and sufficiently advised, now therefore it is hereby ordered and adjudged as follows:

1. Plaintiff, The Jacobe Company, LLC and Plaintiff, The J. Hoke Company, LLC are awarded judgment against Defendant, James C. Justice, II, for and in the principal and interest amount of \$9,487,937.34 together with interest on the unpaid balance thereof, from and after February 9, 2014 at the rate of 12% per annum, compounded annually.

2. Plaintiff, The Jacobe Company, LLC and Plaintiff, The J. Hoke Company, LLC are awarded judgment against Defendant, James C. Justice, II for their past attorneys' fees herein incurred in the amount of \$15,000.00 through the date hereof and for their reasonable attorneys' fees and costs incurred in enforcing their rights and remedies hereunder from and after the date hereof.

MM

3. Execution on this Judgment may issue forthwith.
4. This is a final and appealable Judgment and there is no just reason for delay.

SO ORDERED AND ADJUDGED, this 28th day of February, 2014.

Pamela Kordwani
Judge, Fayette Circuit Court

This Agreed Judgment is to be entered:

James C. Justice, II
Defendant, James C. Justice, II
Robert E. Maclin III

Robert E. Maclin, III, Attorney for Plaintiff, The Jacobe Company, LLC and Plaintiff, The J. Hoke Company, LLC

CLERKS CERTIFICATE OF SERVICE

FEB 21 2014

This will certify that a true copy of the foregoing has been served, this 28 day of February, 2014, to the following:

James C. Justice, II,
Justice Companies
302 South Jefferson Street
Roanoke, Virginia 24011

AJ Dudley, Esq.
Justice Companies
302 South Jefferson Street
Roanoke, Virginia 24011

Robert E. Maclin, III, Esq.
MCBRYER, MCGINNIS, LESLIE
& KIRKLAND, PLLC
201 East Main Street, Suite 1000
Lexington, Kentucky 40502

COMMONWEALTH OF KENTUCKY
COUNTY OF FAYETTE
I, VINCENT RIGGS, CLERK OF THE CIRCUIT COURT
FOR THE COUNTY AND STATE AFORESAID,
DO HEREBY CERTIFY THAT THE FOREGOING IS A
TRUE AND CORRECT COPY AS SAME APPEARS OF
RECORD AND REMAINS ON FILE IN MY OFFICE.
WITNESS MY HAND AND SEAL THIS 28 DAY
OF Nov, 2011.
BY Vincent Riggs D.C.

Vincent Riggs

CLERK, FAYETTE CIRCUIT COURT

P:\Rob Maclin\Signmon\Justice\Agreed Judgement V.3 Draft of 02.17.14.docx



11-12
2013 JAN 28 PM 3:49
U.S. POSTAL SERVICE

1266 4597
1000 0412 2140 7010

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT <i>Domestic Mail Only</i>	
For delivery information, visit our website at www.usps.com	
OFFICIAL USE	
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U.S. Postal Service™ <i>RECEIPT REQUESTER</i>	
<input type="checkbox"/> Return Receipt (Hardcopy) <input type="checkbox"/> Return Receipt (electronic) <input checked="" type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Adult Signature Required <input checked="" type="checkbox"/> Adult Signature Restricted Delivery	
Address Total Postage and Fees	
James S. Justice II 300 South Jefferson St Cookeville, TN 37041	
PS Form 3800, April 2013, Pub. 770-000-0047 See Reverse for instructions	

18-P25